

Notice of Allowability

Application No.

10/689,393

Examiner

Jerry Redman

Applicant(s)

BOURQUE ET AL.

Art Unit

3634

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to telephonic interview on 11/7/2005.
2. ☒ The allowed claim(s) is/are 1-13 and 15-17.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date attached hereto.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>attached hereto</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input checked="" type="checkbox"/> Other <u>proposed drawings</u> . |

The proposed drawing changes dated 11/1/2005 are not approved by the Examiner. Attached are proposed drawing changes made by the Examiner and approved by the attorney of record. The following changes are shown in red: In Figures 4 and 6, element 25 has been added, and Figure 7 has been added.

Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided

Art Unit: 3634

by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

In the specification:

After paragraph [0014], the following has been added:

--FIG. 7 is a plane view of the cam depicted in Figs. 1-4.--

In paragraph [0022], line 4,

--(39, Fig. 7)-- has been inserted after "teeth".

In paragraph [0027], line 4, "52 (FIG. 6)" has been deleted; and

In line 6, "cam" has been changed to --latch--.

In the claims:

In claim 12, line 2, "adjustable" has been changed to --movable--.

Claim 14 has been cancelled.


Authorization for this examiner's amendment was given in a telephone interview with Mr. Spink on 11/7/2005.

Claims 1-11, 13, 12, and 15-17 renumbered as 1-16 respectively are allowable.

The following is an examiner's statement of reasons for allowance: the recitation of a panel assembly comprising a fixed panel defining an opening, a three-sided rail forming a channel and having an attachment side wall attached to the fixed panel and an engagement side wall positioned outwardly from the fixed panel, a movable panel slidably disposed within the rail, a handle attached to the movable panel and defining a recess between the handle and the movable panel, a cam moveably mounted to the handle and defining an engagement surface which extends through an aperture defined in the handle and in communication with the recess to selectively engage the engagement side wall of the rail and the cam being biased against the engagement wall and moved between an locked position engagement the engagement wall and an unlocked positioned spaced from the engagement wall is seen as an unobvious improvement over the art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication should be directed to Jerry Redman at telephone number 571-272-6835.


Jerry Redman
Primary Examiner

PANEL ASSEMBLY FOR A MOTOR VEHICLE

Bourque, et al.

Attorney Docket No.:10541-1881

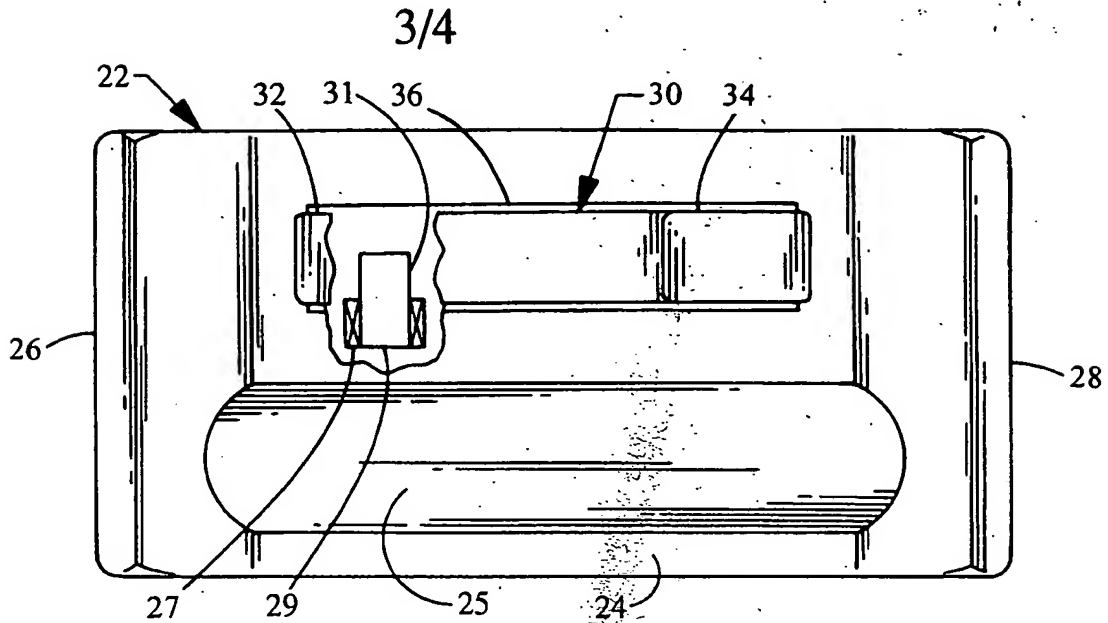


Fig. 3

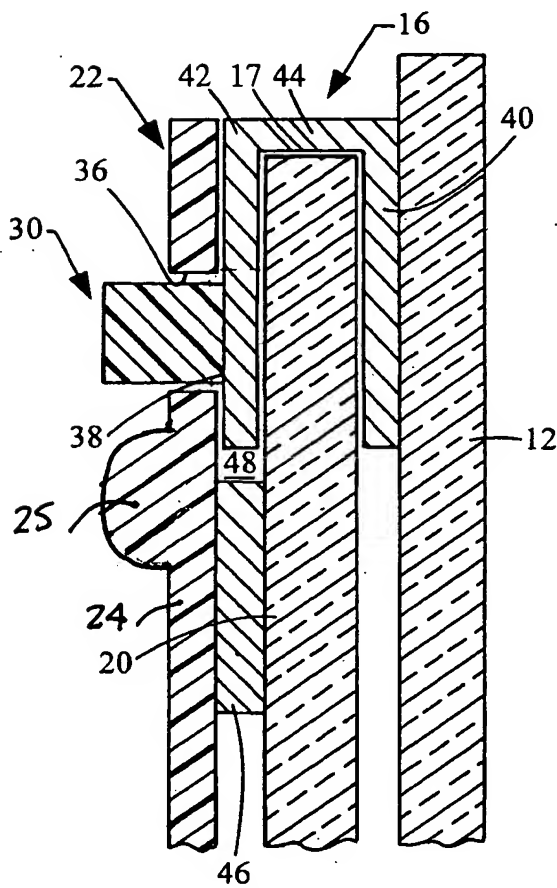


Fig. 4

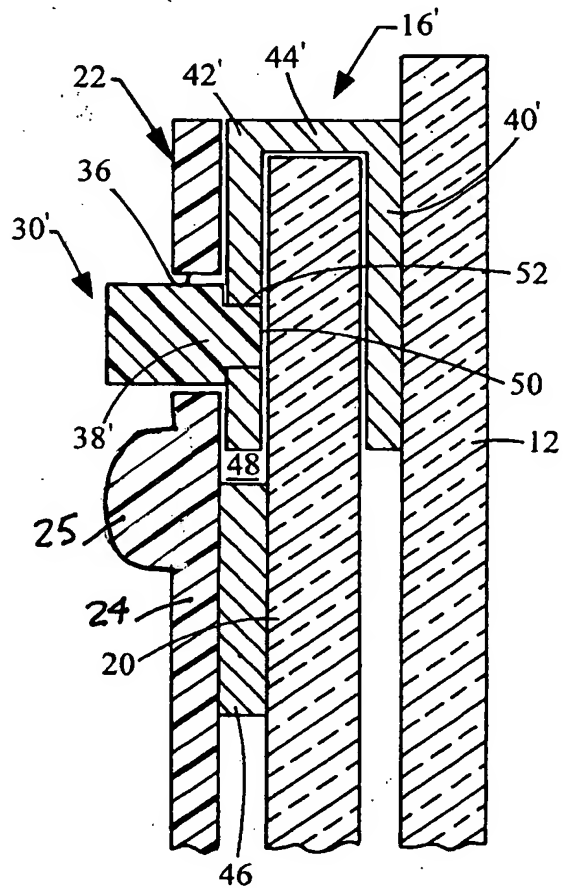


Fig. 6

In re Appln. of: Jeffrey Gerard Bourque, et al.
Appln. No. 10/588,383 filed October 20, 2003
For: Panel Assembly for a Motor Vehicle
Attorney Docket No.: 10541-1881

Replacement Sheet Mailed 11/01/2005

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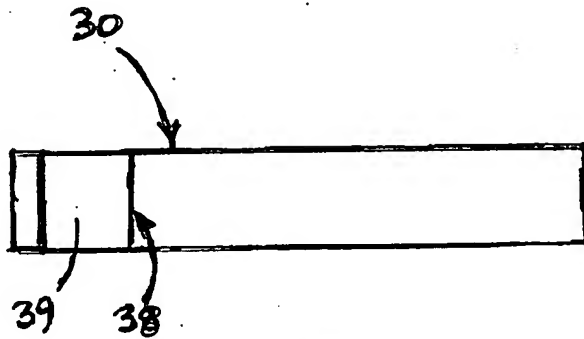


Fig. 7